

EXHIBIT 1

DECLARATION OF JOSEPH SIBLEY IN SUPPORT OF PLAINTIFF'S RESPONSE IN OPPOSITION TO DEFENDANT'S MOTION TO DISMISS FOR LACK OF PERSONAL JURISDICTION

Pursuant to the provisions of 28 U.S.C. § 1746, I, JOSEPH SIBLEY, voluntarily make the following Declaration based upon personal knowledge and declare under penalty of perjury and the laws of the United States that the following is true and correct:

1. My name is JOSEPH “JOE” SIBLEY. I am over 18 years of age, suffer no legal disabilities, and am otherwise competent to make this declaration. I have personal knowledge of the facts stated herein and they are all true and correct.
2. I am lead counsel of record for Plaintiff in the above-referenced cause. I am familiar with the facts of this case.
3. Attached as Exhibit A is a true and correct copy of a printout of documents from the Defendant’s website at domain www.HuffPost.com/subscribe with the abbreviated web address inscribed on the top of the document. I printed these pages from the website address indicated on April 7, 2020 and have not altered the document from its original form.
4. Attached as Exhibit B is a true and correct copy of a printout of documents from the Defendant’s website www.HuffPost.com/subscribe after clicking on the “terms of service” hyperlink, with the abbreviated web address inscribed on the top of the document. I printed these pages from the website address indicated on April 7, 2020 and have not altered the document from its original form, except for highlighting pertinent areas.

5. Attached as Exhibit C is a true and correct copy of a screenshot of the homepage of Defendant's website www.HuffPost.com from April 7, 2020 with the complete web address inscribed on the top of the document. I printed these pages from the website address indicated on April 7, 2020 and have not altered the document from its original form, except for highlighting pertinent areas.
6. Attached as Exhibit D is a true and correct copy of the site I was directed to after clicking on the "shopping" link of the homepage of www.HuffPost.com on April 7, 2020 with the complete web address inscribed on the top of the document. I printed these pages from the website address indicated on April 7, 2020 and have not altered the document from its original form.
7. All of the webpages that form the basis of Exhibits A thru D were accessed from a computer using an IP address based in Texas. I was also able to access the Article at https://www.huffpost.com/entry/gop-reps-host-chuck-johnson-holocaust-denying-white-nationalist_n_5c40944be4b0a8dbe16e670a from Texas.
8. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct based on my personal knowledge and recollection.

April 9, 2020



Joseph Sibley

EXHIBIT 1-A



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EXHIBIT 1-B



Terms

Privacy Center

Topics

Products

Third Parties

California Privacy
Rights

Dashboard & Controls

Relevant Advertising

Intellectual Property

+

Permissions

Closed Captioning

Guidelines

Welcome to the Verizon Media Privacy Policy

Last updated: October 2019

1. About Verizon Media

a. Verizon Media, previously known as Oath, is a wholly-



[AOL, Yahoo and other brands.](#)

b. We provide control tools to help you manage your experience with us. If you have an existing Yahoo or AOL account, you will need to agree to this Privacy Policy. If you have not yet agreed to this Privacy Policy, the [legacy Yahoo Privacy Policy](#) or [legacy Oath Privacy Policy \(for AOL\)](#) still apply to your account. For Verizon Media products or services that are accessed without signing in to an account, this Privacy Policy applies to those products and services as of May 25, 2018. If you are creating a new account, the terms below apply starting today.

2. Our Privacy Pledge

a. Our commitment is to put users first. We strive to be transparent about how we collect and use your information, to keep your information secure and to provide you meaningful choices.

b. This Privacy Policy is meant to help you understand what information Verizon Media, its [affiliates](#) and its house of global [brands](#) ("Verizon Media," "us," "our" or "we") collect, why we collect it and what we do with it. This policy applies to Verizon Media [brands](#), websites, apps, advertising services, products, services or technologies (we'll collectively refer to these as "Services"). Additional privacy practices for certain Services can be found in [Details for Specific Products and Services](#).

3. Your Controls

a. We believe you should have tools to control your information. You can find controls to manage or review your account information, marketing preferences, location data, and search history at [Privacy Controls](#). Some of our Services provide additional controls and privacy practices. (See, [Details for Specific Products and Services](#))

4. Information Collection and Use - General

a. We may collect and combine information when you interact with Verizon Media Services information outlined below:

b. **Information You Provide to Us.** We may collect the information that you provide to us, such as:



You are not signed into our Services. Verizon...

Media may use device IDs, cookies, and other signals, including information obtained from third parties, to associate accounts and/or devices with you.

- ii. When you use our Services to communicate with others or post, upload or store content (such as comments, photos, voice inputs, videos, emails, messaging services and attachments).
- iii. Verizon Media analyzes and stores all communications content, including email content from incoming and outgoing mail. This allows us to deliver, personalize and develop relevant features, content, advertising and Services.
- iv. When you otherwise use our Services, such as title queries, watch history, page views, search queries, view the content we make available or install any Verizon Media software such as plugins.
- v. When you sign up for paid Services, use Services that require your financial information or complete transactions with us or our business partners, we may collect your payment and billing information.

c. Device Information. We collect information from your devices (computers, mobile phones, tablets, etc.), including information about how you interact with our Services and those of our third-party partners and information that allows us to recognize and associate your activity across devices and Services. This information includes device specific identifiers and information such as IP address, cookie information, mobile device and advertising identifiers, browser version, operating system type and version, mobile network information, device settings, and software data. We may recognize your devices to provide you with personalized experiences and advertising across the devices you use.

d. Location Information. We collect location information from a variety of sources. You can learn more about and manage your location permissions on our Locations page and by visiting the location settings tool on your devices.

e. Information from Cookies and Other Technologies.



VERIZON MEDIA DATA COLLECTION TECHNOLOGIES (SUCH AS web beacons, development tools, cookies and other technologies, etc.) are present. These data collection technologies allow us to understand your activity on and off our Services and to collect and store information when you interact with Services we offer to partners.

- ii. This information also includes the kind of content or ads served, viewed or clicked on; the frequency and duration of your activities; the sites or apps you used before accessing our Services and where you went next; whether you engaged with specific content or ads; and whether you went on to visit an advertiser's website, downloaded an advertiser's app, purchased a product or service advertised, or took other actions.

f. Information from Others. We collect information about you when we receive it from other users, third-parties, and affiliates, such as:

- i. When you connect your account to third-party services or sign in using a third-party partner (like Facebook or Twitter).
- ii. From publicly-available sources.
- iii. From advertisers about your experiences or interactions with their offerings.
- iv. When we obtain information from third-parties or other companies, such as those that use our Services. This may include your activity on other sites and apps as well as information those third-parties provide to you or us.
- v. We may also receive information from Verizon and will honor the choices Verizon customers have made about the uses of this information when we receive and use this data.

5. How We Use This Information

- a. We are able to deliver, personalize, and improve our Services by combining and using the information we have about you (including information we receive on and off our Services) to understand how you use and interact with our Services and the people or things you're connected to and interested in. We also may use the information we have about you for the following purposes:



... your content and other information (including emails, instant messages, posts photos, attachments, and other communications). You can review and control certain types of information tied to your Verion Media account by using Privacy Controls.

- iii. Fulfill your requests and when authorized by you.
- iv. Help advertisers and publishers connect to offer relevant advertising in their apps and websites.
- v. Match and serve targeted advertising (across devices and both on and off of our Services) and provide targeted advertising based on your device activity, inferred interests and location information.
- vi. Contact you with information about your account or with marketing messages, which you can also control.
- vii. Associate your activity across our Services and your different devices as well as associate any accounts you may use across Verizon Media Services together. We may associate activity and accounts under a single user ID.
- viii. Carry out or support promotions.
- ix. Conduct research and support innovation.
- x. Create analytics and reports for external parties, including partners, publishers, advertisers, apps, third-parties and the public regarding the use of and trends within our Services and ads, including showing trends to partners regarding general preferences, the effectiveness of ads and information on user experiences. These analytics and reports may include aggregate or pseudonymized information.
- xi. Provide location-based Services, advertising, search results, and other content consistent with your location settings.
- xii. Combine information we have about you with information we obtain from business partners or other companies, such as your activities on other sites and apps.
- xiii. Detect and defend against fraudulent, abusive, or unlawful activity.



Our advertising partners ... you opt out, you will continue to see ads, but they may not be as relevant or useful to you.

6. How We Share This Information

a. Verizon Media shares information within its affiliated brands and companies and with Verizon. We also share information we have about you for the purposes described in this Privacy Policy, including to provide Services that you have requested (including when you connect with third-party apps and widgets). We do not sell, license or share information that individually identifies our customers with companies, organizations or individuals outside of Verizon Media unless one of the following circumstances applies:

i. **With Your Consent.** We will share information with companies, organizations or individuals outside of Verizon Media when we have your consent.

ii. **With Verizon.** As part of Verizon, Verizon Media and its affiliates may, to the extent permitted by law and consistent with user controls, share information with Verizon and Verizon affiliates. This information will be used consistent with Verizon's privacy policy.

iii. **Within Verizon Media.** Information may also be shared within Verizon Media, including with other Verizon Media Services and affiliates. Verizon Media affiliates may use the information in a manner consistent with their privacy policies.

iv. **With Partners.** We may share your information with nonaffiliated companies who are:

- **Trusted Partners.** We provide user information to trusted partners who work on behalf of or with Verizon Media based on our directions and in compliance with appropriate confidentiality measures. Learn more.

- **Advertising, Analytics and Business Partners (Limited to Non-Personally Identifiable Information).** We may share aggregated or pseudonymous information (including demographic information) with partners, such as publishers, advertisers, measurement analytics, apps, or other companies. For example, we may tell an advertiser how its ads performed or report



Information (including your name or email address) with these partners, such as publishers, advertisers, measurement analytics, apps, or other companies.

- When you use third-party apps, websites or other products integrated with our Services, they may collect information about your activities subject to their own terms and privacy policies.
- We allow other companies that show advertisements on our webpages or apps to collect information from your browsers or devices. Other companies' use of cookies and other data collection technologies are subject to their own privacy policies, not this one. Like many companies, we may allow cookie matching with select partners. But, these parties are not authorized to access Verizon Media cookies.

v. For Legal and Other Purposes. We may access, preserve and disclose information to investigate, prevent, or take action in connection with: (i) legal process and legal requests; (ii) enforcement of the Terms; (iii) claims that any content violates the rights of third-parties; (iv) requests for customer service; (v) technical issues; (vi) protecting the rights, property or personal safety of Verizon Media, its users or the public; (vii) establishing or exercising our legal rights or defending against legal claims; or (viii) as otherwise required by law.

- This may include responding to lawful governmental requests. Learn more about how we evaluate and respond to these requests.

vi. New Ownership. If the ownership or control of all or part of Verizon, Verizon Media or a specific Services changes as a result of a merger, acquisition or sale of assets, we may transfer your information to the new owner.

7. Details for Specific Products and Services

a. Additional privacy practices for certain Verizon Media Services are included here.

8. Information Security and Data Retention



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- b. To learn more about security, including the steps we have taken and steps you can take, please read [Security at Verizon Media](#).

9. Protecting Children's Privacy

- a. Our Services are for a general audience. We do not knowingly collect, use, or share information that could reasonably be used to identify children under age 13 without prior parental consent or consistent with applicable law. With parental permission, a child under age 13 might have an Verizon Media Family Account. Visit [Children's Privacy & Family Accounts](#) to learn more about children's privacy at Verizon Media.

10. Data Processing and Transfers

- a. When you use or interact with any of our Services, you consent to the data processing, sharing, transferring and uses of your information as outlined in this Privacy Policy. Regardless of the country where you reside, you authorize us to transfer, process, store and use your information in countries other than your own in accordance with this Privacy Policy and to provide you with Services. Some of these countries may not have the same data protection safeguards as the country where you reside.
- b. Verizon Media may process information related to individuals in the EU/EEA and may transfer that information from the EU/EEA through various compliance mechanisms, including data processing agreements based on the EU/EEA Standard Contractual Clauses. By using our Services, you consent to us transferring information about you to these countries. For more information, please visit our [Data Transfer](#) page.

11. Other Important Information

- a. **This Privacy Policy Applies Only to Verizon Media.** This Privacy Policy does not apply to the practices of companies that Verizon Media does not own or control, or to people that Verizon Media does not employ or manage. In addition, some [affiliated products](#) may have different privacy policies and practices that are not subject to this Privacy Policy.



you should review periodically.... We may change what
are material we will provide you with appropriate notice
before such changes take effect.

13. Questions & Suggestions

- a. If you have questions, suggestions, or wish to make a complaint, please complete a [feedback form](#) or you can contact us at:

Verizon Media
Customer Care - Privacy Policy Issues
701 First Avenue
Sunnyvale, CA 94089

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EXHIBIT 1-C

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EXHIBIT 1-D

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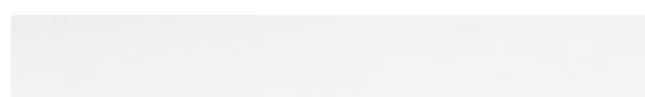
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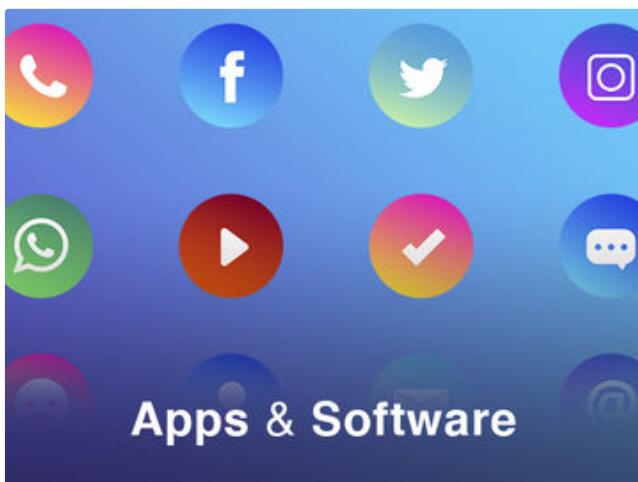
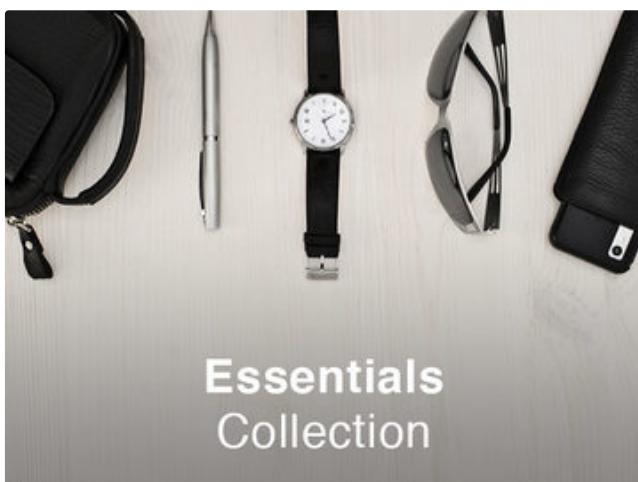
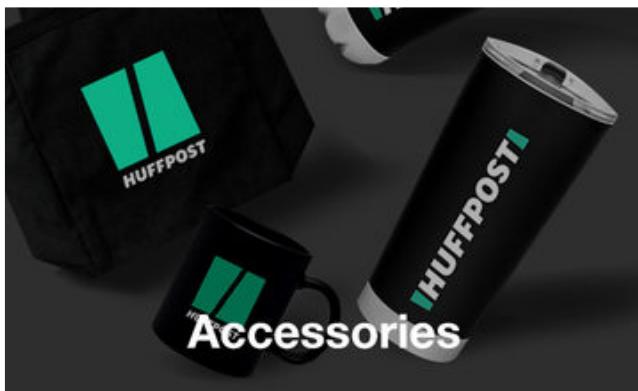
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